

*Filed in  
open Court  
5/12/04*

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\*\*\*\*\*

KHAY LE,

Plaintiff

v.

CIVIL ACTION

NO. : 04-10463-EFH

FAIRHAVEN FISHING CORP.,

Defendant

\*\*\*\*\*

**JOINT 16(b) STATEMENT**

The parties in the above-entitled matter, by and through their attorneys, hereby submit the following proposed Joint Statement pursuant to the provisions of Federal Rules of Civil Procedure 16(b) and Local Rule 16.1. The initial status conference on this case has been set for May 12, 2004 at 2:00 p.m.

**I. Obligation of Counsel to Confer**

Counsel for the parties have conferred in accordance with the provisions of Local Rules 16.1. Counsel also certify that they have conferred with their respective clients concerning those matters set forth in Local Rule 16.1(D)(3) prior to the scheduling conference.

**II. Joint Statement Regarding Scheduling**

1. Factual discovery shall be conducted up to and including November 1, 2004;
2. Plaintiff's expert designation must be made by December 1, 2004;
3. Defendant's expert designation must be made by January 2, 2005;
4. Depositions of experts to be conducted and concluded, by February 15, 2005;
5. Trial of this matter to be undertaken on the earliest available date commencing April 1, 2005.

III. Certifications of Parties and Their Counsel

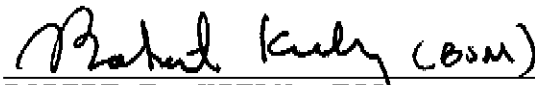
The parties and their counsel herein certify that they have conferred with a view to establish a budget for the costs of conducting the full course, and various alternative courses of this litigation, and they have considered and discussed the resolution of this litigation through the use of alternative dispute resolution programs as outlined in Local Rule 16.4.

Plaintiff,  
By his attorney,



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Defendant,  
By its attorney,



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Date: 5/12/04